

THE INDEPENDENT

ISSUED

EVERY AFTERNOON.

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(Except Sunday)

At "Brito Hall," Koula Street.

SUBSCRIPTION RATES:

Per Month, anywhere in the Hawaiian Islands.....\$ 50
Per Year.....6 00
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Payable Invariably in Advance.

J. TESTA, Proprietor and Publisher.

EDMUND NORRIS, Editor.

W. HORACE WRIGHT, Assistant Editor.

Residing in Honolulu.

MONDAY, JUNE 26, 1899.

TOPICS OF THE DAY.

In this country where every man is entitled to an opinion and to express it the resolutions which a certain element of the Hawaiian Bar are desirous to have forwarded to the central government, are entitled to fair and courteous consideration but they should not be allowed to go forth in the name of the majority of the Hawaiian Bar until they are credited by the majority of that Bar. The matter is practically a personally political and professional one with which the community as an independent organization takes but a trifling interest and with which it has less to do.

Lawyers, Doctors, School teachers, and until more recent modern times, women, have ever been considered the worst organizers of meetings and associations by assuming a knowledge in which too many of them are lamentably deficient while those who happen to know anything about the matter are generally snubbed by those who do not and consequently "let things slide with a smile." A glaring instance in point was the well-meant endeavor to organize a much needed Bar Association on Saturday last when efforts were continually being made by excited individuals "to place the cart before the horse."

SECOND CIRCUIT COURT.

June Term A. D. 1899—Held at Wailuku, Maui, June 21st.

CRIMINAL.

Republic of Hawaii vs. Pele Kawelo; burglary, 1st degree. The defendant entered a plea of guilty to indictment. Messrs. Creighton and Correa argued before the Court pleading for mercy and leniency as the lad was but of 16 summers, and had entered the store of Rodrigues in Wailuku some months ago in the night time and succeeded on several occasions in getting away with some coin, and all this the lad claims to have done for the sake of having some fun. The Court sentenced the defendant to imprisonment at hard labor for a period of six months in the Wailuku jail.

Republic of Hawaii vs. Ah Sam, opium in possession, was continued to December term.

Republic of Hawaii vs. Leong Yee, burglary in first degree; indictment presented; defendant entered a plea of not guilty; trial by jury on June 14 and 15th. The regular panel of jurors having been exhausted there being seven peremptory challenges by defendant's counsel, fourteen talesmen were called in by the sheriff. The attention of the Court and jury was devoted to this case for two days and at 6 p. m. on Thursday afternoon after the jurors had been out for half an hour, foreman Frank F. Baldwin handed in the unanimous verdict of the jury for defendant. E. P. Dole for prosecution; Messrs. Hons-Coke-Brooks for defendant.

CASES BEFORE JUDGE W. L. STANLEY.

Judge Stanley of the First Circuit who was assigned to hear cases in

Second Judicial Circuit in which Judge Kalua was disqualified on account of interest or having had something to do with said cases in the capacity of an attorney, came up on Wednesday morning, June 14th.

The first case handled by Judge Stanley was Pioneer Mill Co. vs. Lahaina Coffee and Fruit Co. As there has been an injunction filed in the First Circuit which was dissolved and appeal taken therefrom the case was ordered continued until December Term.

Estate of Kamakala, Paia, Maui. Petition for Declaration of Heirs.

IN EQUITY.

The case was ordered stricken off the calendar as the date of filing appeal was too late, and stipulation filed waiving time of filing notice of appeal was of no avail.

Mary Waiwaiole et al., vs. E. H. Bailey et al. Bill for partition. The Court declined to hear Petition and ordered the same retained until plaintiffs' title to the property has been heard in a Court of law. Judge Stanley after being on the bench for about one hour, thank the attorneys most heartily for their kind attention until the close of his "arduous duties" which then happily terminated.

MIXED JURY.

H. P. Baldwin and L. A. Thurston vs. Kahiet al. Replevin. The defendants claimed to have found 22 pieces of 10x12 n w lumber floating about two miles out beyond the breakers at Kihei and claimed salvage of \$5 for the same. The plaintiffs considered that the services of the natives were worth only about one dollar and should be satisfied at even getting such reward as plaintiffs do not believe that the lumber had gotten loose from the moorings during the night. The Jury returned a verdict for plaintiffs and assessed damages in sum of \$100. Hons-Coke for plaintiffs; J. Richardson for defendants. Laukua Mahi vs. Wm. Kukona and W. G. Scott, Deputy Sheriff of Wailuku, trespass. Hons-Coke for plaintiff; Dole for defendants. The jury rendered verdict for plaintiff with damages of \$100.

A. Mouritz vs. Mary Lewis et al. Quieting title. Discontinued.

W. R. Kaleohekei vs. Wailuku Sugar Co. ejectment, and Pokini Robinson vs. Jos. A. Aheong et al., quieting title, were continued until the December term at Lahaina. O. Nawahine vs. Olowalu Sugar Co., ejectment, was likewise continued to December term.

Chas. Gohier vs. A. N. Hayselden, Deputy Sheriff of Lahaina, malicious prosecution for causing the arrest of Mr. Gohier for riding a bicycle without a light after the hours of darkness in the District of Lahaina, was settled out of court, the defendant agreeing that plaintiff should have judgment in the sum of \$25.

JURY WAIVED.

T. Awana vs. Manuel Alves, damages, was stipulated to be heard in vacation.

Antone Mendonca vs. M. Jacintho, damages. Defendant's motion for non-suit was granted. Kaneakua for plaintiff; Dickey for defendant.

Young Hop Chun alias Young Nap vs. M. de Koete, assumpsit. Court found for plaintiff in the sum of \$30.05 as claimed. Kaneakua for plaintiff; Hons-Coke for defendant.

DIVORCE.

Kalaauala (w) vs. Kamoanaia (k) alias Bob Samoa (Honolulu police force). Granted. Kalaauala was married to another man on the same day by the Rev. J. M. Lewis of this town.

Kashanui (w) vs. Aiona (Ch.) Refused on ground that libellant deserted her husband and is reported to be in another household.

Osmer Abbott vs. Mabel Rosecrans Abbott, both of Lahainaluna, was continued to December term.

Mary Edwards vs. Geo. Edwards. Continued to December term, as libellee could not be found within the Republic. Service of summons ordered published. It is understood that libellant, who is a devout Catholic, wishes to withdraw her libel at

the instigation of her spiritual teachers, as divorces are against the teachings of the Church.

CHAMBER MATTERS.

Estate of Maunaloa. Decree of heirs. It transpired at hearing that administrator was discharged some thirteen years ago but the heirs were not decreed, and the widow who is still living have been all these years deprived of the benefits of her dower. The Court declared the heirs.

In re Estate of A. P. Kapaschaole, Molokai. The will was admitted to Probate and widow, Mrs. Koleka Kapaschaole, was appointed administratrix with will annexed under bond \$300. Kaneakua for petitioner. Estate of Kalahale continued to Molokai Term.

JUNE TERM, 1899.

The report of committee consisting of Deputy Attorney-General Dole and attorneys J. M. Kaneakua and J. L. Coke recommending the refusing to grant district court licenses to Messrs. Jas. K. Saunders and M. K. Beniamina was adopted. The committee, however, acknowledged that the candidates had as much or more knowledge of some legal subjects than some persons have been admitted to practice in the District Courts appear to have, but they regretted that they could not with the present attainments of the candidates recommend the granting of their application.

A 1 p. m., Wednesday, June 21st, the Court adjourned sine die.

The annual exercises at the Lahainaluna Seminary took place on June 24th and a very elaborate program was cleverly rendered by the pupils of the institution. The diplomas were presented by Mr. Abbott, the principal, and suitable addresses made by Judge Kalua and other virtuous men.

Mrs. R. F. Bickerton has disposed of her valuable lots on Piikoi and Beretania streets to Mr. C. J. McCarthy. There have been some difficulties in regard to the construction of the will of the late Judge Bickerton but the right of the widow to sell the real estate has finally been admitted.

Epitome of Late Foreign News.

General W. H. L. Barnes has been appointed Regent of the University of California to succeed the late Timothy Guy Phelps.

It is said that the Congress will pass a law providing for placing the United States upon a gold standard.

The Servians and Turks are fighting in the Balkans and serious results are feared.

The S. S. Australia will, according to the S. F. Call, leave San Francisco two days after her regular sailing date owing to projected overhauling.

Mark Twain, U. S. Senator Chauncey M. Depew and Sir Edward Chester of H. B. M. S. Immortalite exchanged friendly international greetings at a dinner given by the White Friars Club in London.

The N. Y. Sun states that the Catholic members of the Peace Conference have returned their invitations as a protest against the exclusion of the Pope from the Conference.

It is thought that there is a chance that Germany may yet withdraw opposition to the permanent tribunal of arbitration.

BY AUTHORITY.

WATER NOTICE.

In accordance with Section 1 of Chapter XXVI of the laws of 1886:

All persons holding water privileges or those paying water rates, are hereby notified that the water rates for the term ending Dec. 31, 1899, will be due and payable at the office of the Honolulu Water Works, on the 1st day of July, 1899.

All such rates remaining unpaid for 15 days after they are due will be subject to an additional 10 per cent.

All privileges upon which rates remain unpaid August 15, 1899 (30 days after becoming delinquent), are liable to suspension without further notice.

Rates are payable at the office of the Water Works in the Kapualua Building.

ANDREW BROWN,

Supt. Honolulu Water Works.

Honolulu, H. I., June 20, 1899.

1131-30

DR. SLOGGETT,

OCULIST AND AURIST.

Progress Block, 3d Floor. Office Hours, 9 A. M. to 4 P. M.

Timely Topics.

Honolulu, June 1, 1899.

Just arrived from New York per American ship George Curtis:

Black and Galvanized Cut Nails Assorted Sizes.

Black and Galvanized Wire Nails Assorted Sizes.

Hunt's Axe and Pick Mattocks.

Iron City Axe and Pick Mattocks.

Steel Horse Shoes Front and Hind, assorted sizes.

Long Handle Hay Forks, 2 or 3 tines.

Socket Goose Neck Hoes, 1/2, 3/4 and 1.

Hunt's Axes 3 1/2 to 5 1/2 lbs. Handled.

Ame's Long and Short Handle Shovels.

Ame's Short Handle Coal Scoops.

Champion Handle Coal Scoops.

Bush Hooks, Medium and Heavy.

American Charcoal Irons.

Putnam's Horse Shoe Nails assorted sizes.

Champlain's Horse Shoe Nails, assorted sizes.

Alden's straight yard brooms.

Step Ladders, 6, 8 and 10 feet high.

One and Two Man Cross Cut Saws 2 1/2 to 6 feet long.

For sale here at lowest market rates.

Please call and examine our goods.

The Hawaiian Hardware Co., Ltd. 268 FORT STREET.

100 CASES 100

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Thousands of Dollars

Received by the Australia, containing a variety of Goods that will be sure to interest MY PATRONS.

They were gathered by our Agent in the best Market of Europe, and are the Product of the foremost manufacture in their respective lines, and bought at such low prices that when you see the Quality of them, you will realize that THIS STORE IS AS EVER Trying to PLEASE and give its Customers more value for their Money than any other Establishment in the City.

OUR MILLINERY DEPARTMENT'S

Attractive features are the STYLISH TRIMMED AND UNTRIMMED HATS that have JUST been OPENED.

L. B. KERR, Importer, Queen St.